IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 28TH MAY 2007 / 7TH JYAISHTA 1929

WP(C).No. 28684 of 2006(M)

PETITIONER:

C.M.JOHN,
CARIPATHU HOUSE, MARANGATTUPALLY P.O.,
KOTTAYAM DISTRICT-686 635.

BY ADV. SRI.C.T.JESTIN

RESPONDENTS:

1. ASSISTANT GENERAL MANAGER III,
STATE BANK OF TRAVANCORE, ZONAL OFFICE,
KOTTAYAM REGION III, P.B.NO.1115,
PADINJAREKKARA CHAMBERS, OPP. COLLECTORATE,
KOTTAYAM-686 002.

2. MANAGER,
STATE BANK OF TRAVANCORE,
MARANGATTUPALLY P.O., KOTTAYAM DISTRICT.

BY ADV. SRI.SATHISH NINAN
SRI.SANTHOSH MATHEW

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C).No.28684 of 2006

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Dated this the 28th day of May, 2007

J U D G M E N T

The petitioner challenges proceedings under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act initiated by the respondents for default in repayment of loan amounts. The petitioner has already filed an appeal before the Debts Recovery Tribunal as provided under the Act which has been dismissed. In the above circumstances, this writ petition is not maintainable. The rights, if any, of the petitioner lie in taking up any further appeal before the Appellate Tribunal. In the above circumstances, I do not find any merit in the writ petition and accordingly the same is dismissed.

Sd/-

sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.